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Attorneys for Defendant
DAVID A. NILSEN

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID ARTHUR NILSEN, and
MANOEL ANTONIO ERRICO,

Defendants.

CASE NO.: 5:09-cr-00895-EJD

**STIPULATION AND [PROPOSED]
ORDER CONTINUING
SENTENCING DATE FROM
FEBRUARY 27, 2012 TO APRIL 2,
2012**

The United States and the Defendant, David A. Nilsen, through their respective counsel, have agreed to continue the date set for sentencing in this matter from February 27, 2012 to April 2, 2012 at 1:30 p.m., or as soon thereafter as the matter may be heard. The United States Probation Officer assigned to this matter has been informed of, and assented to, the agreed upon continuance. The requested continuance is needed because of the unavailability of counsel to prepare sentencing materials in a timely manner for a February 27, 2012 sentencing hearing. The United States Probation Officer notified the Court on February 13, 2012, that this stipulation

STIPULATION & [PROPOSED] ORDER CONTINUING
SENTENCING DATE
CASE NO.: 5:09-CR-00895-EJD

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1 would be filed and requested that her final presentence report be due fourteen (14) days prior to
2 the new sentencing date. The parties also respectfully request that their respective sentencing
3 memoranda be due no earlier than seven (7) days from the time the final presentence report is
4 disclosed.

5 SO STIPULATED.
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8 Dated: February 13, 2012

By: /s/ Leo P. Cunningham
Leo P. Cunningham
WILSON SONSINI GOODRICH & ROSATI
Attorney for Defendant
DAVID A. NILSEN

12 Dated: February 13, 2012

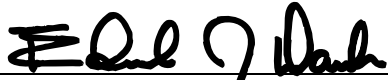
By: /s/ Jonathan Schmidt
Jonathan Schmidt
ASSISTANT UNITED STATES ATTORNEY

16
17 ~~PROPOSED~~ **ORDER**

18 At the request of counsel, and with the assent of the Probation Officer, and for good
19 cause shown, sentencing in this matter is hereby continued to April 2, 2012 at 1:30 p.m. The
20 parties shall file their respective sentencing memoranda seven (7) days after the final presentence
21 report is disclosed.

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23 IT IS SO ORDERED.

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25 Dated: February 15, 2012



THE HON. EDWARD J. DAVILA
UNITED STATES DISTRICT JUDGE

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ECF CERTIFICATION

I, Leo P. Cunningham, am the ECF User whose identification and password are being used to file this STIPULATION AND [PROPOSED] ORDER CONTINUING SENTENCING DATE FROM FEBRUARY 27, 2012 TO APRIL 2, 2012. In compliance with General Order 45.X.B, I hereby attest that Jonathan Schmidt has concurred in this filing.

Dated: February 13, 2012
WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

By: /s/ Leo P. Cunningham
Leo P. Cunningham